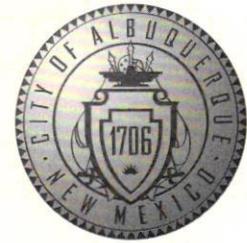


CITY OF ALBUQUERQUE



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February 2, 2021

Harold Medina, Interim Chief of Police
C/O Internal Affairs Unit
Albuquerque Police Department
400 Roma NW
Albuquerque, NM 87102

RE: APD Case # 19-0093619, IAFD Case # C2019-000084

Dear Interim Chief Medina:

My review of this case included:

- Computer Aided Dispatch Reports
- APD Field Services Reports
- Internal Affairs Reports
 - Officer Interviews
- Internal Affairs Force Division Reports
 - Command Review
- On Body Recording Device Videos
- APD Policy 2-52 Use of Force

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

My review of the evidence shows on September 20, 2019 the victim, Nathaniel, was contacted by officers of the Albuquerque Police Department because he appeared asleep on the sidewalk of a local business. Officer 1 woke up Nathaniel and summoned medical attention. Nathaniel was uncooperative, so Officer 1 made the decision to place Nathaniel in handcuffs until the arrival of Albuquerque Fire and Rescue. After handcuffing Nathaniel continued resist, at one point attempting to headbutt Officer 1. At that point Officer 1 took Nathaniel to the ground, while handcuffed.

Finding: The CPOA finds Officer 1's conduct "**Exonerated**," regarding the allegation of a violation of this SOP, which means the investigation determined, by preponderance of the

evidence that the alleged conduct did occur but did not violate APD policies, procedures, or training.

Sincerely,

/s/Edward Harness
Edward Harness, Esq.
Executive Director
Civilian Police Oversight Agency
(505) 924-3770